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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 16th Day of June 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKARAIHAH

WRIT PETITION NO.16589/1998

Between:

Smt.B.V.Sudhamani,  
D/o.Late V.V.Arasappa Setty  
and late Smt.V.L.Kanthamma,  
major, residing at No.13,  
I main road, Kempanna layout,  
Palace Guttahalli,  
Bangalore - 560 020.

...PETITIONER

(By Sri.T.P.Rajendra Kumar, Sungay, Adv.)

And:

1. Bangalore Mahanagara Palike,  
Corporation building,  
N.R.Road, Bangalore,  
by its Commissioner.
2. The Asst. Revenue Officer,  
Basavanagudi division,  
Bangalore City Corporation,  
Basavanagudi,  
Bangalore - 560 004.

...RESPONDENTS

(By Sri.K.N.Puttegowda, Adv.)

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This Writ Petition is filed under Article 226 of the Constitution of India with a prayer to direct the respondents to consider the application dated. 4.12.1997 vide Annexure 'C' for change of katha in respect of property bearing No.16, S.S.Temple Street, V.V.Puram, Bangalore-4 in her favour forthwith.

This Writ petition coming on for Preliminary Hearing this day, the Court made the following:-

O\_R\_D\_E\_R

Sri.K.N.Puttegowda is directed to take notice for the respondents. Accordingly, he appears for the respondents.

2. The petitioner made an application for transfer of katha in respect of the property bearing No.16, situated at Subramanya Swamy Temple Street, V.V.Puram, Bangalore. On that application, the Corporation called upon the petitioner to produce certain documents as per Annexure 'D'. The petitioner, pursuant to Annexure 'D' has produced the documents called for, as per Annexure 'E'. Thereafter since the Corporation has not taken any steps to pass appropriate order, the petitioner has filed this Writ Petition for a mandamus.

3. When an application is filed seeking for transfer of katha along with the documents to

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show that the petitioner is entitled to get the katha changed to her name, the duty is cast on the authorities to consider the same in accordance with the law. The Corporation has not considered and disposed of the application of the petitioner. Hence, I pass the following order:

4. Writ Petition is allowed. A direction is issued to respondent No.2 to consider and dispose of the application filed by the petitioner for transfer of katha in respect of the property bearing No.16 situated at Subramanya Swamy Temple Street, V.V.Puram, Bangalore, as expeditiously as possible, not later than six months from to-day.



Sd/-  
JUDGE

sps/-